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\*LIMITED TO MATTERS  
AND PROCEEDINGS BEFORE  
FEDERAL COURTS & AGENCIES  
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January 10, 2002

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Commissioner for Patents  
Washington, D.C. 20231

Attn: Art Unit 1645

Re: U.S. Utility Patent Application  
Appl. No. 09/722,441; Filed: November 28, 2000  
For: **Increased Lysine Production by Gene Amplification**  
Inventors: Hanke *et al.*  
Our Ref: 1533.1030002/MAC/PAC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Second Supplemental Information Disclosure Statement (*in duplicate*);
2. Three pages of Form PTO-1449 citing eight documents;
3. A copy of each of the eight cited documents; and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

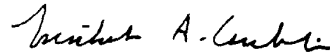
STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Commissioner for Patents  
January 10, 2002  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Michele A. Cimbala  
Attorney for Applicants  
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MAC/PAC/nef  
Enclosures

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SKGF Rev. 11/01/01 mac



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Hanke *et al.*

Appl. No. 09/722,441

Filed: November 28, 2000

For: **Increased Lysine Production by  
Gene Amplification**

Confirmation No. 4696

Art Unit: 1645

Examiner: *To Be Assigned*

Atty. Docket: 1533.1030002/MAC/PAC

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### Second Supplemental Information Disclosure Statement

Commissioner for Patents  
Washington, D.C. 20231

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Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Second Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' First Information Disclosure Statement filed on September 28, 2001, in connection with the above-captioned application. A copy of each document is also provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

Consideration of the cited documents and making the same of record in the prosecution of the above-identified application is respectfully requested. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: Jan. 9, 2002

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